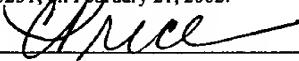


CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231, on February 21, 2002.


Cheryl Y. Price

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Takashi NAKAMURA

Serial No.: 09/509,968

Filing Date: April 4, 2000

For: **GAME APPARATUS AND
COMMUNICATION GAME SYSTEM**

Examiner: Not Assigned

Group Art Unit: Not Assigned

**SECOND RENEWED PETITION UNDER 37 C.F.R. § 1.137(b)
AND RENEWED PETITION UNDER 37 C.F.R. § 1.182**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Decision of the PCT Legal Examiners dated November 29, 2001, to which the period for response has been extended to February 28, 2002, by the accompanying Petition for Extension of Time, the Applicant hereby renews and requests reconsideration of the Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b) (the "Petition for Revival"), previously filed on April 13, 2001 and renewed on October 11, 2001, which is incorporated herein by reference. The Applicant further renews and requests reconsideration of the Petition Under 37 C.F.R. § 1.182, filed on October 11, 2001, which is incorporated herein by reference.

A declaration by Yasuo Yajima detailing the circumstances leading to the misspelling of the inventor's name was filed concurrently with the prior renewed petition under 37 C.F.R. § 1.137(b) and the petition under 37 C.F.R. § 1.182, filed on October 11, 2001. In the Decision dated November 29, 2001, the PCT Legal Examiner noted that Mr. Yajima's declaration did not expressly state that the error was inadvertent and made without deceptive intent. The error in Mr. Nakamura's name was inadvertent and made without deceptive intent, as stated in the Declaration of Yasuo Yajima, dated January 25, 2002, filed concurrently herewith.

In the Decision dated November 29, 2001, the PCT Legal Examiner also noted that a statement from the inventor was not provided. Provided herewith is a Declaration of Takashi Nakamura, in which the inventor details his understanding of how the error in his name occurred. Briefly, Mr. Nakamura did not become aware that his name had been misspelled until he was preparing to sign a Declaration for Utility Patent Application. A Petition to Correct Inventor's Name was filed concurrently with the Petition for Revival, and is incorporated herein by reference.

The PCT Legal Examiner did not consider the Petition to Correct Inventor's Name acceptable and dismissed the petition under 37 C.F.R. § 1.182. Because the Petition to Correct Inventor's Name was dismissed, the inventor's Declaration for Utility Patent Application was also deemed not acceptable by the PCT Legal Examiner, and the PCT Legal Examiner dismissed the Applicant's renewed petition under 37 C.F.R. § 1.137(b). The Applicant respectfully renewes and requests reconsideration of its petition under 37 C.F.R. § 1.182 to correct the inventor's name. Upon the correction of the inventor's name, the Applicant respectfully requests the acceptance of the Declaration for Utility Patent Application, and the reconsideration and granting of the Petition for Revival.

The fee of \$130.00 should be charged to Deposit Account No. 03-1952. The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and

1.17 that may be required by this paper, or to credit any overpayment, to **Deposit Account No.**
03-1952.

Respectfully submitted,

By:


Stanley H. Thompson
Registration No. 45,160

Dated: February 21, 2002

Morrison & Foerster LLP
555 West Fifth Street
Suite 3500
Los Angeles, California 90013-1024
Telephone: (213) 892-5768
Facsimile: (213) 892-5454

PATENT
Docket No. 49774.20002.00
Client Reference FN10-PCT(u)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Takashi NAKAMURA

Serial No.: 09/509,968

Filing Date: April 4, 2000

For: GAME APPARATUS AND
COMMUNICATION GAME SYSTEM

Examiner: Not Assigned

Group Art Unit: Not Assigned

DECLARATION OF YASUO YAJIMA

Hon. Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

I, Yasuo Yajima, declare as follows:

1. I am a Japanese patent attorney for Namco Limited ("Namco"), the assignee of U.S. Patent Application Serial No. 09/509,968 (the "'968 Application").
2. I prepared International Application No. PCT/JP99/04226 and filed it in the Japanese Patent Office on August 5, 1999.
3. As instructed by Namco, on March 28, 2000, I directed our United States patent attorneys to proceed with the United States national phase of PCT/JP99/04226.
4. The '968 Application is the United States national phase of International Application No. PCT/JP99/04226.
5. An error in the spelling of the inventor's name occurred when the International Application was filed.

PATENT
Docket No. 49774.20002.00
Client Reference FN10-PCT(u)

6. As discussed in Exhibit A hereto, the error occurred due to an ambiguity in the pronunciation and translation of the Japanese Kanji characters representing the inventor's first name. Those characters are commonly pronounced "Takayuki" in Japanese and I filed the International Application based upon this assumption. However, a less common pronunciation of the same characters is "Takashi."

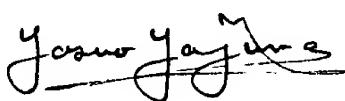
7. In connection with the preparation of the Inventor's Declaration for Utility Patent Application to be filed with the Petition for Revival for the '968 Application, I discovered that the actual pronunciation and translation of the inventor's name is "Takashi."

8. Upon this discovery, I directed our United States patent attorney to correct the name of the inventor to "Takashi Nakamura."

9. "Takayuki Nakamura" and "Takashi Nakamura" are one and the same person.

10. The error in the inventor's name on the '968 Application occurred inadvertently and without deceptive intent on my part.

I further declare that all statements herein and in attached Exhibit A are made based on my own knowledge and are true, that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that any willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Yasuo Yajima

Dated: 25 January, 2002
Day Month Year

Executed at Yokohama, Japan

Progress of Application

With respect to the U.S. Patent Application(PCT) Serial No.09/509,968:

(1) According to the instruction of NAMCO LIMITED, Yasuo YAJIMA (Japanese patent attorney) prepared an application and filed it to the Japanese Patent Office on August 6, 1998. The Japanese patent application number is (Hei) 10-222533.

According to the instruction of NAMCO LIMITED, Yasuo YAJIMA prepared an international application and filed it to the Japanese Patent Office as a receiving office on August 5, 1999.

According to the instruction of NAMCO LIMITED, Yasuo YAJIMA sent an order letter for PCT national phase of the international application to Mr. Fehrman on March 28, 2000.

(2) The inventor's name is described "中村 隆之" by Japanese Kanji. "隆之" is a first name of the inventor. This Kanji "隆之" is commonly pronounced "Takayuki" in Japanese. However, the same Kanji rarely has several pronunciations. The inventor's first name "隆之" is pronounced "Takashi". This is rare case.

When filing the PCT Application, Yasuo YAJIMA misunderstood the pronunciation of "隆之". Therefore, the inventor's name is mistaken.

When filing the declaration, Yasuo YAJIMA was aware of this mistake.

With respect to the U.S. Patent Application(PCT) Serial No.09/529,020:

(1) According to the instruction of NAMCO LIMITED, Yasuo YAJIMA (Japanese patent attorney) prepared an application and filed it to the Japanese Patent Office on August 5, 1998. The Japanese patent application number is (Hei) 10-222011.

According to the instruction of NAMCO LIMITED, Yasuo YAJIMA prepared an international application and filed it to the Japanese Patent Office as a receiving office on August 5, 1999.

According to the instruction of NAMCO LIMITED, Yasuo YAJIMA sent an order letter for PCT national phase of the international application to Mr. Fehrman on March 28, 2000.

(2) The inventor's name is described "中村 隆之" by Japanese Kanji. "隆之" is a first name of the inventor. This Kanji "隆之" is commonly pronounced "Takayuki" in Japanese. However, the same Kanji rarely has several pronunciations. The inventor's first name "隆之" is pronounced "Takashi". This is rare case.

When filing the PCT Application, Yasuo YAJIMA misunderstood the pronunciation of "隆之". Therefore, the inventor's name is mistaken.

When filing the declaration, Yasuo YAJIMA was aware of this mistake.

PATENT
Docket No. 49774.20002.00
Client Reference FN10-PCT(u)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Takashi NAKAMURA

Serial No.: 09/509,968

Filing Date: April 4, 2000

For: **GAME APPARATUS AND
COMMUNICATION GAME SYSTEM**

Examiner: Not Assigned

Group Art Unit: Not Assigned

DECLARATION OF TAKASHI NAKAMURA

Hon. Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

I, Takashi Nakamura, declare as follows:

1. I am the original, first and sole inventor of the subject matter which is claimed

and for which a patent is sought in PCT International Application No. PCT/JP99/04226, and U.S. Patent Application Serial No. 09/509,968 (the "968 Application"), which is the United States national phase of International Application No. PCT/JP99/04226.

2. I am an employee of Namco Limited ("Namco"), the assignee of the '968 Application.

3. In connection with a Petition for Revival of the '968 application, I was asked to sign a Declaration for Utility Patent Application. Upon reviewing a draft of the declaration, I noted that my name was misspelled on the declaration. My first name is "Takashi," but it had

been misspelled as "Takayuki." The error was corrected before I signed the Declaration for Utility Patent Application on April 4, 2001.

4. I am informed and believe that my April 4, 2001 declaration has previously been filed with the United States Patent and Trademark Office in connection with the effort to revive the '968 Application.

5. I am informed and believe that the discovery of the error in my name on my draft declaration led Namco's legal representatives in Japan and the United States to discover that my first name had also been misspelled on the papers submitted with the '968 application when it was filed on April 4, 2000.

6. The error in my name on the '968 Application occurred inadvertently and without deceptive intent on my part.

I further declare that all statements made of my own knowledge herein are true, that all statements made on information and belief herein are believed to be true, that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Takashi Nakamura
Takashi Nakamura

Dated: 7 February, 2002
Day Month Year

Executed at Yokohama, Japan